

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES - Revenue Department - Acquisition of land for providing house sites - failure in defending the case - Disciplinary action against Sri Khaja Moinuddin, former MRO (now retired) and Mohd. Yousufuddin, former MRO (now retired) - Recovery the pecuniary loss - Orders - Issued.

REVENUE (VIGILANCE.II) DEPARTMENT

G.O.Rt.No. 216.

Dated:16.02.2010

Read the following:-

1. From CCLA Lr.Ref.No.VSI(4)/2124/99, dt.5.11.2005.
2. Reptn. of AP Revenue Services Association, dt.11.3.2008.
3. Govt.Memo.No.54622/Vig.II(2)/2005-3, dt.8.4.2008.
4. From Dist.Collector, M'nagar Lr.No.A4/4262/2000, dt.26.1.2010.

ORDER:-

In the reference 1st read above, the Chief Commissioner of Land Administration, Hyderabad has stated that the District Collector, Mahabubnagar has reported that in Sy.Nos.423/1, 424, 883 and 884/AA an extent of Acs. 17.25 cents situated within the limits of Gopalpet (V) and (M) have been acquired for the purpose of providing house sites to SCs/STs/BCs, the LAO fixed the market value of the lands under acquisition at Rs.4,000/- per acre for Sy.No.423/1, 424 and Rs.4500/- per acre for Sy.Nos.883 and 884/AA. Not satisfied with the land compensation, the awardees filed application before the Sub-Court, Nagarkurnool and the cases were numbered as OP Nos.51/93, 52/93, 58/93 and 59/93. Further, he has reported that the concerned MROs/LAOs have failed to contest the case properly by producing the documentary evidence before the trial court in the interest of the Government. The Sub-Court, Nagarkurnool, in its order dt.6.11.1996 in OP Nos.52/93 and batch, enhanced the market value of the lands under acquisition at Rs.4000/- and Rs.4500/- per acre to Rs.15/- per sq.yard in addition to the other statutory benefits under LA Act. Further, the concerned MROs/LAOs have failed to file appeal against the orders of lower court and after lengthy correspondence finally an appeal was filed with a delay of 436 days along with condonation petition, the Hon'ble High Court has dismissed the appeal as time barred. Further, as the claimants filed contempt petitions, Government have deposited an amount of Rs.27/- lakhs in the court towards decretal charges of land compensation. The following MROs were alleged to be responsible for the above said lapses:

1. Sri Khaja Khutbuddin, retired on 31.11.2002.
2. Sri Khaja Moinuddin, retired on 1997.
3. Sri Md.Yousuf, retired on 31.3.2003.
4. Sri Md. Yousufuddin, retired on 31.10.2003.

2. The Chief Commissioner of Land Administration, Hyderabad while furnishing the proposals has requested the Government to take necessary action accordingly.

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3. In the reference 4th cited, the District Collector, Mahabubnagar, who was consulted on the representation of AP Revenue Services Association, has reported that Sri Khaja Moinuddin, formerly MRO, Gopalpet (now retired) has failed to produce relevant documentary evidence in the above cases which resulted in abnormal enhancement of land compensation ordered by the Sub-Court, Nagarkurnool for which he is responsible. In respect of Sri Md.Yousufuddin, formerly MRO (now retired), he has processed the appeal case in a routine manner and appeal has been filed with a delay of (4) months in the Hon'ble High Court of AP, ultimately the appeal has been dismissed on the ground of delay for which he is responsible.

4. Government, after careful examination of the entire matter, keeping in view of the report of the District Collector, Mahabubnagar and G.O.Ms.No.1097, Fin & Plg. (Fw.Pen.I) Deptt., dt.22.6.2000, have decided to recover the pecuniary loss caused to Government equally (50% each) from (i) Sri Khaja Moinuddin, formerly MRO, gopalpet (now retired) and Sri Md.Yousufuddin, formerly MRO, Gopalpet (now retired) who are found responsible, under the AP Revenue Recovery Act, 1864.

5. The Chief Commissioner of Land Administration, Hyderabad, is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration,
Andhra Pradesh, Hyderabad.
The District Collector, Mahabubnagar.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER